

Remarks/Arguments

Applicants note the Examiner's decision to suspend action in this application. Applicants have filed USSN 11/877,268 to pursue the non-elected claims. Applicants hereby advise and disclose to the U.S. Patent and Trademark Office that U.S. Patent No. 6,258,988 B1 is the subject of litigation Case No. 4:07-cv-02619 Texas Syngas, Inc. v. Ze-Gen Inc. et al. A copy of the revised complaint is enclosed as Exhibit 1. It is also noted that this original reissue application was filed July 10, 2003 and has incurred substantial delays. Early examination of the divisional is respectfully requested.

Conclusion

In view of the above remarks, it is believed that all claims are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone conference would expedite prosecution of this case, the Examiner is invited to call the undersigned at (978) 251-3509.

Respectfully submitted,

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